

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

CAROLYN W. HAFEMAN,

Plaintiff,

v.

LG ELECTRONICS INC.,

Defendant.

Civil Action No. 6:21-cv-00696-ADA-DTG

JURY TRIAL DEMANDED

**JOINT NOTICE IDENTIFYING REMAINING OBJECTIONS TO PRETRIAL  
DISCLOSURES AND DISPUTES ON MOTIONS *IN LIMINE***

Pursuant to the Court’s Scheduling Order, ECF No. 39, Plaintiff Carolyn W. Hafeman (“Ms. Hafeman”) and Defendant LG Electronics Inc. (“LG”) (collectively, the “Parties”) respectfully submit this Joint Notice Identifying Remaining Objections to Pretrial Disclosures and Disputes on Motions *in Limine*.

***Joint Exhibits.*** The Parties have agreed on the joint exhibit list attached as **Exhibit 1**. Marked versions of the joint exhibits will be provided to the Court in accordance with the Court’s Amended Standing Order on Pretrial Procedures and Requirements in Civil Cases. The Parties have removed the joint exhibits from their respective exhibit lists and have attached updated versions of their exhibit lists as **Exhibit 2** (for Ms. Hafeman) and **Exhibit 3** (for LG).

***Proposed Preliminary Instructions.*** A revised version of the Parties’ Joint and Disputed Proposed Preliminary Jury Instructions is attached as **Exhibit 4**. This revised version reflects the Parties’ agreement on the language in paragraph five of Preliminary Instruction No. 7.

***Proposed Final Instructions.*** A revised version of the Parties' Joint and Disputed Proposed Final Jury Instructions is attached as **Exhibit 5**. This revised version reflects the Parties' agreement on the following language:

- The second line of the second paragraph of Final Instruction No. 26, specifically, the Parties agree to charge the jury that a preponderance of the evidence is evidence that persuades the jury that "a claim is more likely true than not true."
- The language on enablement in Final Instruction No. 39 and the glossary.
- Final Instruction No. 46.

***Motions in Limine.*** The parties have resolved the following motion *in limine*:

- Ms. Hafeman's MIL #10. LG agrees that it will not elicit testimony or argue that the only reason Ms. Hafeman brought this lawsuit was her product's purported lack of commercial success.

***Discovery Designations.*** The parties have resolved all disputes as to the completeness of their respective discovery designations.

***Verdict Form Objections.*** Ms. Hafeman's objections to LG's proposed verdict form is attached as **Exhibit 6**. LG's objections to Ms. Hafeman's proposed verdict form is attached as **Exhibit 7**.

All other objections and motions *in limine* remain disputed as indicated in the Parties' Proposed Joint Pretrial Order, ECF No. 176. The Parties will continue to meet and confer in good faith in an effort to resolve their remaining disputes.

Dated: March 31, 2023

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**CERTIFICATE OF SERVICE**

I certify that counsel of record are being served with a copy of this document and all attachments via the Court's CM/ECF system on March 31, 2023.

/s/ Daniel D. Duhaime  
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